Case 16-11019-TPA

Doc 53 Filed 12/12/18 Entered 12/13/18 00:54:26 Certificate of Notice Page 1 of 2 IN THE UNITED STATES BANKRUPTCY COURT

FOR THE WESTERN DISTRICT OF PENNSYLVANIA

U.S. BANKRUPTCY COURT - WDPA

IN RE:

Bankruptcy No. 16-11019 TPA MICHELE M. FABRIS

Chapter 13

Debtor

Related to Claim No. 2

## <u>ORDER</u>

AND NOW, this 10th day of December, 2018, a Notice of Postpetition Mortgage Fees, Expenses and Charges ("Notice") having been filed by Farmers National Bank of Emlenton regarding Claim No. 2, and the Court having determined that the *Notice*, including any supplement thereto that was filed, has sufficient supporting documentation to meet the minimum required standard of proof, it is therefore **ORDERED**, **ADJUDGED** and **DECREED** that:

- There is cause pursuant to Fed.R.Bankr.P. 9006(c)(2) to reduce the one-year (1) period provided by Fed.R.Bankr. 3002.1(e) for the Debtor(s) to respond to the Notice because of the need to promptly determine the amount due, if any, under the *Notice* so as to maximize the opportunities for plan success.
- (2) On or before December 31, 2018, unless the Trustee first acts pursuant to Paragraph 3, the Debtor(s) shall file either:
  - (a) An AMENDED CHAPTER 13 PLAN;
  - A **DECLARATION** that the existing Chapter 13 Plan is (b) sufficient to fund the Plan with the additional debt provided in the *Notice*; or
  - (c) An **OBJECTION** to the *Notice* as stated, and shall self-schedule a hearing on the matter pursuant to the Court's procedures.
- On or before December 31, 2018 the Trustee may file an Objection or Motion (3) opposing the Notice as stated, and shall self-schedule a hearing on the matter pursuant to the Court's procedures.
- The failure of either the Debtor(s) or the Trustee to timely file an Objection or (4) Motion opposing the Notice shall result in the allowance of the fees, expenses, and charges set forth therein without further order, notice or hearing, provided however, that no payment thereon will be implemented by the Trustee until such time as Debtor(s) files an Amended Chapter 13 Plan or Declaration, whichever is applicable as required by this Order.

United States Bankrustcy Court

Case Administrator to serve: Debtor, Counsel for the Debtor, Claimant

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United States Bankruptcy Court
Western District of Pennsylvania

In re: Michele M. Fabris Debtor Case No. 16-11019-TPA Chapter 13

## **CERTIFICATE OF NOTICE**

District/off: 0315-1 User: bsil Page 1 of 1 Date Rcvd: Dec 10, 2018

Form ID: pdf900 Total Noticed: 2

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 12, 2018.

db +Michele M. Fabris, 274 Rose Street, Johnsonburg, PA 15845-1446

cr +Farmers National Bank of Emlenton, 612 Main St, PO Drawer D, Emlenton, PA 16373-0046

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE.  ${ t TOTAL:}\ 0$ 

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 12, 2018 Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 10, 2018 at the address(es) listed below:

James Warmbrodt on behalf of Creditor Harley-Davidson Credit Corp bkgroup@kmllawgroup.com

Kenneth P. Seitz on behalf of Debtor Michele M. Fabris thedebterasers@aol.com

Michael W. Sloat on behalf of Creditor Farmers National Bank of Emlenton mike@lkslaw.us,

scott@lkslaw.us

Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

TOTAL: 5